

## FACSIMILE COVER SHEET

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FROM: David R. Saliwanchik

DATE: April 26, 2007

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NO. OF PAGES  
(INCLUDING COVER SHEET): 10

## SUBJECT/MESSAGE:

Re: Serial No. 10/588,099; filed July 31, 2006  
Attorney Docket No. BB-172

- 1) Request for Correction of Filing Receipt (9 pages).

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Patent Application  
Docket No. BB-172

April 26, 2007

David R. Salivanchik

David R. Salivanchik, Patent Attorney

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Gerhard Bringmann *et al.*  
Serial No. : 10/588,099  
Filed : July 31, 2006  
Conf. No. : 4044  
For : Method for Producing Sorbicillactone A

Office of Initial Patent Examination's Filing Receipt Corrections  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

REQUEST FOR CORRECTION OF FILING RECEIPT

Sir:

The applicants respectfully request the correction of a clerical error in the Official Filing  
Receipt for the above-identified patent application. The correction needed is as follows:

Applicant(s)

Werner E.G. Mueller, Semmelweisstrasse, GERMANY;

Should Read:

Werner E.G. Mueller, Wiesbaden, GERMANY;

J:\16172\172\Fax\cor-pia\dod\N14\la

Docket No. B13-172  
Serial No. 10/588,099

Attached herewith is a marked-up copy of the Filing Receipt indicating the correction needed. Please correct the fifth inventor's city and country as indicated on the executed Declaration and Power of Attorney form.

Correction of the above is respectfully requested.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



David R. Saliwanchik  
Patent Attorney  
Registration No. 31,794  
Phone No.: 352-375-8100  
Address : P.O. Box 142950  
Gainesville, FL 32614-2950

DRS/ta

Attachments: Copy of marked-up version of Filing Receipt with indicated correction requested;  
Copy of executed Declaration and Power of Attorney form

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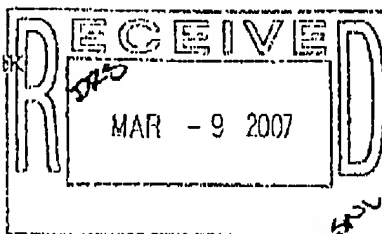
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APPL NO.	FILING OR 371(c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	TOT CLMS	IND CLMS
10/588,099	12/11/2006	1632	915	BB-172	28	5

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CONFIRMATION NO. 4044

FILING RECEIPT

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Date Mailed: 03/07/2007

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Gerhard Bringmann, Wurzburg, GERMANY;  
 Gerhard Lang, Kiel, GERMANY;  
 Tobias Gulder, Wurzburg, GERMANY;  
 Karsten Schaumann, Bremerhaven, GERMANY;  
 Werner E.G. Mueller, ~~Sammelweisstrasse~~, GERMANY;  
 Sanja Perovic-Ollstadt, Ginsheim-Gustavsburg, GERMANY;  
 Rudiger Slohr, Kiel, GERMANY;  
 Julia Wiese, Kiel, GERMANY;  
 Rolf Schmaljohann, Kiel, GERMANY;  
 Johannes Imhoff, Kiel, GERMANY;

*should read: Wiesbaden*

**Power of Attorney:** The patent practitioners associated with Customer Number 23557.

**Domestic Priority data as claimed by applicant**

This application is a 371 of PCT/EP05/00923 01/31/2005

**Foreign Applications**

GERMANY 10 2004 004 901.7 01/30/2004

**If Required, Foreign Filing License Granted:** 02/24/2007

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is **US10/588,099**

Projected Publication Date: 06/07/2007

Non-Publication Request: No

Early Publication Request: No

**\*\* SMALL ENTITY \*\***

Title

Method for producing sorbiclactone a

Preliminary Class

435

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Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, <http://www.stopfakes.gov>. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

**LICENSE FOR FOREIGN FILING UNDER****Title 35, United States Code, Section 184****Title 37, Code of Federal Regulations, 5.11 & 5.15****GRANTED**

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#### **NOT GRANTED**

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Docket No. BB-172

## DECLARATION (37 C.F.R. § 1.63) AND POWER OF ATTORNEY

As a below-named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name; and

I believe that I am the original, first, and sole inventor (if only one name is listed below), or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **Method for Producing Sorbicillactone A**, specification for which

☐ is attached hereto.

☒ was filed on January 31, 2005 as International Application No. PCT/EP2005/000923.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (a).

I hereby claim foreign priority benefits under Title 35, United States Code §119 and/or §365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application Serial No.	Country	Filing Date	Priority Claimed
10 2004 004 901.7	DE	January 30, 2004	Yes

I hereby claim priority benefits under Title 35, United States Code §119 of any provisional application(s) for patent listed below:

Application Serial No.	Filing Date	Priority Claimed
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I hereby claim the benefit under Title 35, United States Code, §120 and/or §365 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status (Patented, Pending, Abandoned)
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following persons registered to practice before the Patent and Trademark Office as my attorneys with full power of substitution and revocation to prosecute this application and all divisions and continuations thereof and to transact all business in the Patent and Trademark Office connected therewith who are associated with Customer Number 23557.





Docket No. BB-172

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Docket No. BB-172

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Rolf Schmaljohann Date 29.10.06  
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Johannes Imhoff Date 10.10.2006  
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